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2164 PATENT

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2/26/04

Case Docket No. CHEMCO.023A

Date: February 11, 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Giesler et al.  
Appl. No. : 09/493,794  
Filed : January 28, 2000  
For : BUSINESS-TO-BUSINESS  
ELECTRONIC COMMERCE  
CLEARINGHOUSE  
Examiner : Weisberger  
Group Art Unit : 2164

I hereby certify that this correspondence and all  
marked attachments are being deposited with the  
United States Postal Service as first class mail in  
an envelope addressed to: Commissioner for  
Patents, P.O. Box 1450, Alexandria, VA 22313-  
1450, on

February 11, 2004

(Date)

Adeel S. Akhtar, Reg. No. 41,394

## TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) A Request for Entry of Power of Attorney.
- (X) Copies of previously submitted documents in 10 pages.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Adeel S. Akhtar  
Registration No. 41,394  
Attorney of Record  
Customer No. 20,995  
(415) 954-4114

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FEB 20 2004  
GROUP 3600

CHEMCO.023A R.S.  
ASA/JPF

Page 1 of 1



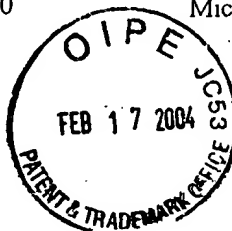
UNITED STATES PATENT AND TRADEMARK OFFICE

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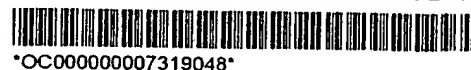
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY DOCKET NO./TITLE
09/493,794	01/28/2000	Michael F. Giesler	PM 255690

20995  
KNOBBE MARTENS OLSON & BEAR LLP  
620 NEWPORT CENTER DRIVE  
SIXTEENTH FLOOR  
NEWPORT BEACH, CA 92660



CONFIRMATION NO. 2672



\*OC00000007319048\*

Date Mailed: 01/16/2002

NOTICE REGARDING POWER OF ATTORNEY

This is in response to the Power of Attorney filed 01/08/2002.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

SHARON C COTTON  
2100 7033064141 305-0287

ATTORNEY/APPLICANT COPY

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FEB 20 2004

GROUP 3600

CHEMCO.012GEN



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Giesler et al. )  
App. No. : 09/493,794 )  
Filed : January 28, 2000 )  
For : BUSINESS-TO-BUSINESS )  
ELECTRONIC COMMERCE )  
CLEARINGHOUSE )  
Examiner : R. Weisberger )

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ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCATION AND POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of an Assignment of the above-captioned application from the previous assignee Envera LLC to the Assignee is attached hereto, which references the entire chain of title of this invention from the Inventor(s) to the Assignee. In addition, the following documents have been attached to provide proof of the entire chain of title of this invention from the Inventor(s) to the Assignee:

1. A true copy of the Assignment, dated as of January 28 2000 from Giesler, Moore and Chule to Ethyl Corporation.
2. A true copy of the Assignment, dated as of July 20, 2000 from Ethyl Corporation to Envera LLC (recorded at Reel 011358, Frame 0122).

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FEB 20 2004

GROUP 3600

App. No. : 09/493,794  
Filed : January 28, 2000

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I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, Customer No. 20,995, as its attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use Customer No. 20,995 for all communications.

Dated: 2/5/02

ChemConnect, Inc.

By: 

Printed Name: JOHN K ROBINSON

Title: CEO

Address: 33 New Montgomery Street  
Suite 500  
San Francisco, CA 94105

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Application No.: 09/493,794  
Filing Date: January 28, 2000

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PATENT  
Client Code: CHEMCO.012GEN  
Page 1

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# ASSIGNMENT

WHEREAS, Envera LLC, a State of Virginia limited liability corporation having offices at 200 South Third Street, Richmond, Virginia 23219 (hereinafter "ASSIGNOR"), represents and warrants that it is the sole owner -- through a chain of title first from inventors Giesler, Moore and Chule to Ethyl Corporation by an assignment dated January 28, 2000, and then through an assignment dated July 20, 2000 from Ethyl Corporation to Envera LLC, which was recorded at Reel 011358, Frame 0122 -- of the entire right, title, and interest to certain new and useful improvements for which ASSIGNOR has filed the following United States applications for Letters Patents in the United States (hereinafter "the Patent Applications"):

<u>Application No.</u>	<u>Filing Date</u>	<u>Title</u>
09/493,794	January 28, 2000	BUSINESS-TO-BUSINESS ELECTRONIC COMMERCE CLEARINGHOUSE

WHEREAS, ChemConnect, Inc., a Delaware corporation having offices at 44 Montgomery Street, Suite 250, San Francisco, California 94104 (hereinafter "ASSIGNEE") desires to purchase the entire right, title, and interest in and to the inventions disclosed in the Patent Applications;

NOW, THEREFORE, in return for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby further acknowledges that it has sold, assigned, and transferred, and by these presents does hereby sell, assign, and transfer, unto ASSIGNEE, its successors, legal representatives, and assigns, the entire right, title, and interest throughout the world in, to, and under the said improvements, and the said Patent Applications and all Patents that may be granted thereon, and all provisional applications relating thereto, and all divisions, continuations, reissues, reexaminations, renewals, and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent that may hereafter be filed for said improvements or for the said Patent Applications in any country or countries foreign to the United States; and ASSIGNOR hereby authorizes and requests the Commissioner of Patents of the United States, and any Official of any country foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements and all Letters Patents resulting from the Patent Applications to ASSIGNEE, its successors, legal representatives, and assigns, in accordance with the terms of this Agreement.

ASSIGNOR does hereby sell, assign, transfer, and convey to ASSIGNEE, its successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of the said issued Letters Patent;

ASSIGNOR hereby covenants and agrees that it will communicate to ASSIGNEE, its successors, legal representatives, and assigns any facts known to ASSIGNOR respecting the Patent Applications immediately upon becoming aware of those facts, and that it will testify in any legal proceeding involving any of the Patent Applications, will sign all lawful papers, execute all divisional, continuing, and reissue applications, make all rightful oaths, and will generally do everything possible to aid ASSIGNEE, its successors, legal representatives, and assigns to obtain and enforce

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the Patent Applications in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 5 day of February, 2002

Envera LLC

By: [Signature]

Name Printed: John K. Robinson

Title: CEO

Date: 2/5/02

STATE OF California  
COUNTY OF San Francisco } ss.

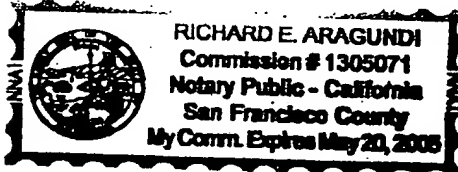
John Robinson On February 5, 2002 before me, Richard E. Aragundi, personally appeared of Envera LLC personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that they executed the same in their authorized capacity(ies), and that by their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

[Signature]  
Notary Signature

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ASSIGNMENT

Serial No. 09/493794 Filed: 1-28-00 Case No. EP7521

We, RICHARD J. CHVALA, a citizen of the United States of America, residing, at 2230 Castlebridge Road, Midlothian, Virginia 23113-4009; MASON A. MOORE, a citizen of the United States of America, residing at 12205 Ivyglen Court, Richmond, Virginia 23233; and MICHAEL F. GIESLER, a citizen of the United States, residing at 913 Castle Hollow Road, Midlothian, Virginia 23113; respectively; have made at least one invention, improvement or discovery described in patent application papers having the above designated case number, entitled

**BUSINESS-TO-BUSINESS ELECTRONIC COMMERCE CLEARINGHOUSE**

and for which improvement or discovery we have filed application for Letters Patent of the United States.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, we hereby transfer, set over and assign to ETHYL CORPORATION, a corporation duly organized and existing under the laws of the Commonwealth of Virginia, and having a place of business at Richmond, Virginia, and its successors and assigns, the entire right, title and interest in, to and under said application for Letters Patent and all inventions, improvements and discoveries, whether joint or sole, disclosed therein, and the resultant patent or patents thereon and any renewals, reissues, extensions, substitutions, continuations, or divisions thereof, including all priority rights arising in other countries from said application and all foreign rights in and to said inventions, improvements and discoveries.

We further agree to execute such further papers, and perform such other proper acts as said Corporation may deem necessary to secure to said Corporation the rights herein conveyed; and we hereby authorize the insertion into this Assignment of the serial number and filing date of said application.

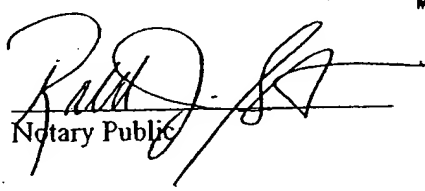
Inventor

  
RICHARD J. CHVALA

COMMONWEALTH OF VIRGINIA }  
CITY OF RICHMOND }

On this 22 day of March, 2000, personally appeared before me, Richard J. Chvala, to me known to be the person named in and who executed the above instrument in my presence, and who acknowledged that he executed the same of his own free will for the uses and purposes herein mentioned.

Embossed Hereon is My  
Commonwealth of Virginia Notary Public Seal  
My Commission Expires March 31, 2003  
ROBBIN J. STEWART

  
Notary Public

(Notarial Seal)

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Inventor

Mason A. Moore

MASON A. MOORE

COMMONWEALTH OF VIRGINIA }  
CITY OF RICHMOND }

On this 22 day of March, 2000, personally appeared before me, Mason A. Moore, to me known to be the person named in and who executed the above instrument in my presence, and who acknowledged that he executed the same of his own free will for the uses and purposes herein mentioned.

Embossed Hereon Is My  
Commonwealth of Virginia Notary Public Seal  
My Commission Expires March 31, 2003  
ROBBIN J. STEWART

[Signature]  
Notary Public

(Notarial Seal)

Inventor

[Signature]  
MICHAEL F. GIESLER

COMMONWEALTH OF VIRGINIA }  
CITY OF RICHMOND }

On this 22 day of March, 2000, personally appeared before me, Michael F. Giesler, to me known to be the person named in and who executed the above instrument in my presence, and who acknowledged that he executed the same of his own free will for the uses and purposes herein mentioned.

Embossed Hereon Is My  
Commonwealth of Virginia Notary Public Seal  
My Commission Expires March 31, 2003  
ROBBIN J. STEWART

[Signature]  
Notary Public

(Notarial Seal)



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ASSIGNMENT

THIS ASSIGNMENT made the 20th day of July, 2000

BETWEEN ETHYL CORPORATION, a Corporation organized and existing under the Laws of Virginia, United States of America, and having a place of business at 330 South Fourth Street, Richmond, VA 23219-4304, United States of America (hereinafter referred to as the "Assignor") of the first part

AND

ENVERA LLC, a limited liability corporation organized and existing under the Laws of Virginia, United States of America, and having a place of business at Richmond, VA (hereinafter referred to as the "Assignee") of the second part,

WHEREAS the Assignor is the owner of the Intellectual Property Rights listed on Schedule 1.15 attached hereto,

WHEREAS the Assignor has agreed with the Assignee to assign to the Assignee its right, title, and interest in and to the aforesaid Intellectual Property Rights and any Divisionals and Extensions granted thereon,

NOW THEREFORE, THIS ASSIGNMENT WITNESSES

In consideration of the sum of Ten U.S. Dollars (\$10.00) the receipt and sufficiency of which is hereby acknowledged by the Assignor, the Assignor does hereby assign to the Assignee its right, title and interest in and to the aforesaid Intellectual Property Rights and Divisionals and Extensions granted thereon.

The Assignor does hereby covenant that it will do or there will be done in cooperation with the best of its ability with the Assignee all things that are necessary including the execution of any documents required in connection with the aforesaid Intellectual Property Rights.



INCOMING  
U.S. PATENT DOCKETING CHECKLIST  
RETURN POSTCARD FOR MISC PATENT FILING

CLIENT CODE: CHEMCO.023A

CHECKED BY: Hyouny DATE: JAN 18 2002

Staple the postcard in the blank space provided below.

<b>UTILITY/DESIGN PATENT</b> (amend/final amend)		DATE: <u>11-19-01</u>
Rec'd in the U.S.P.T.O. on the date stamped hereon via Certificate of Mail:		DATE OF O.A.: <u>5-23-01</u>
Atty Dkt # <u>CHEMCO.023A</u>	A/N: <u>09493394</u>	Filed: <u>1-28-00</u>
Exr: <u>Wiskelley</u>	Atty: <u>Bechtel</u>	Art Unit: <u>2164</u>
Applicant(s): <u>Crestel et al.</u>		
Title: <u>Business for Business Electronic</u>		
VERIFIED BY: Asst: <u>L. Fuller</u>		Quality Control: <u>Hyouny</u>
<input checked="" type="checkbox"/> Transmittal Sheet in dupl.	<input checked="" type="checkbox"/> Amendment in <u>19</u> pgs.	
<input checked="" type="checkbox"/> <u>3</u> Mo. Ext. of Time in dupl.	<input type="checkbox"/> Small Entity Statement(s)	
<input type="checkbox"/> Req. for Drawing Changes, marked in RED	<input type="checkbox"/> Submission of Formal Drawings	
<input type="checkbox"/> <u>      </u> pgs of Drawings	<input type="checkbox"/> Transmittal	
<input type="checkbox"/> Information Disclosure Statement;	<input type="checkbox"/> <u>      </u> pgs of Formal Drawings	
<input type="checkbox"/> PTO-1449 w/ <u>      </u> Refs.	<input checked="" type="checkbox"/> \$ <u>460</u> Check for Amendment	
<input type="checkbox"/> Issue Fee Transmittal in dupl.	<input type="checkbox"/> \$ <u>      </u> Issue Fee Soft Copies	
<input checked="" type="checkbox"/> <u>REVOC. &amp; POWER</u>		
<input type="checkbox"/> <u>      </u>		
<input type="checkbox"/> <u>      </u>		
<input checked="" type="checkbox"/> Return Postcard		

PATENT & TRADEMARK OFFICE 7/96  
JAN 08 2002

USE THE FOLLOWING

Y = YES

N = NO

✓ = NON-APPLICABLE

In the Patent Management System:

9 Click on the "Country Applications Data" tab. At "App.No." type the application number, then click on the "Start Search" tab. Verify the number of records.

8 Click on the "List of Actions" tab and look for an action such as "Postcard Recvd?/\*."

8 Click on the ellipse button to the right of the action. Verify you have retrieved the correct "Action Type" by comparing the "Action Base Date" against the "Date" on the postcard as well comparing the marked boxes on the postcard against the remarks in the Action.

C In the "Taken" field of the "Postcard Recvd?/\*" Action, type the date the postcard was received at KMOB.

8 Click on the "Save" tab. Click on the "Exit" tab.

Print the Face Sheet:

8 Double check your work.

6 Place the documents on your shelf for audit trail check.